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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 ANDRES MENDOZA,
9 Petitioner,

10 vs.

11 ROBERT LEGRAND, *et al.*,
12 Respondents.
13 _____

3:10-cv-0549-ECR-VPC

ORDER

14
15 Petitioner has submitted an amended petition for writ of habeas corpus pursuant to
16 28 U.S.C. §2254 (ECF No. 13) as directed by the Court. The petition shall therefore be served upon
17 the respondents.

18 **IT IS THEREFORE ORDERED** that the Clerk shall **ELECTRONICALLY**
19 **SERVE** the amended petition upon the respondents.

20 **IT IS FURTHER ORDERED** that respondents shall have **forty-five (45)** days from
21 entry of this order within which to answer, or otherwise respond to, the petition. In their answer or
22 other response, respondents shall address any claims presented by petitioner in his petition as well as
23 any claims presented by petitioner in any Statement of Additional Claims. Respondents shall raise
24 all potential affirmative defenses in the initial responsive pleading, including lack of exhaustion and
25 procedural default. **Successive motions to dismiss will not be entertained.** If an answer is filed,
26 respondents shall comply with the requirements of Rule 5 of the Rules Governing Proceedings in the

1 United States District Courts under 28 U.S.C. §2254. If an answer is filed, petitioner shall have
2 **forty-five (45) days** from the date of service of the answer to file a reply.

3 **IT IS FURTHER ORDERED** that, henceforth, petitioner shall serve upon the
4 Attorney General of the State of Nevada a copy of every pleading, motion, or other document he
5 submits for consideration by the Court. Petitioner shall include with the original paper submitted for
6 filing a certificate stating the date that a true and correct copy of the document was mailed to the
7 Attorney General. The Court may disregard any paper that does not include a certificate of service.
8 As respondents have already appeared in this action, petitioner is reminded that he must make such
9 service upon the particular Deputy Attorney General assigned to the case - in this case Jared M.
10 Frost.

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12 DATED this 2nd day of September 2011.

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14 UNITED STATES DISTRICT JUDGE
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